

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA**

**CASE NO. 22-CR-20114-KMW**

UNITED STATES OF AMERICA

vs.

CARLOS RAMON POLIT FAGGIONI

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**UNOPPOSED MOTION TO MODIFY CONDITIONS  
OF HOME DETENTION TO ALLOW DEFENDANT  
TO ATTEND RELIGIOUS SERVICES ON SUNDAYS**

On May 4, 2022, Defendant Carlos Polit was pretrial released to home detention on a \$14 million personal surety bond (with a \$200,000 deposit with the court registry). ECF##26, 30.

Mr. Polit has been fully compliant with all the conditions of his release and his home detention, as confirmed by his probation officer (David Stwarka), with whom undersigned counsel (Perczek) spoke on January 23, 2023.

The special conditions of Mr. Polit's home detention (ECF#30:3) restrict Mr. Polit to his residence at all times except for medical appointments, court appearances, and attorney visits or court-ordered obligations; he is not currently authorized to attend religious services:

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DEFENDANT: CARLOS RAMON POLIT FAGGIONI  
CASE NUMBER: 22-CR-20114-KMW  
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☒ o. **LOCATION MONITORING PROGRAM:** The defendant shall be monitored by the form of location monitoring and shall abide by all technology requirements as noted below, as well as contribute to the costs of services rendered based on (X) ability to pay as determined by the U.S. Probation Officer – or – ( ) paid by U.S. Probation;

☐ Location monitoring technology at the discretion of the officer

☐ Radio Frequency (RF) monitoring (Electronic Monitoring)

☒ Active GPS Monitoring

☐ Voice Recognition

☐ Curfew: You are restricted to your residence every day from \_\_\_\_\_ to \_\_\_\_\_, or as directed by the supervising officer.

OR

☒ Home Detention: You are restricted to your residence at all times except for:

☒ medical

☐ substance abuse or mental health treatment

☒ court appearances

☒ attorney visits or court ordered obligations

→ ☐ religious services

☐ employment

other activities as pre-approved by the supervising officer Report to Pretrial Services

Mr. Polit respectfully requests that the Court modify the conditions of his home detention to allow him to attend church on Sundays, departing his home at 8:00 a.m. and returning to his home at 11:00 a.m.

Undersigned counsel (Perczek) communicated with AUSA Berger, who indicated that the government does not object. Undersigned also spoke with Probation Officer Stwarka, who indicated that Probation does not object.

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I certify that in addition to filing this motion with CM/ECF, my office also served it on Probation Officer Stwarka at David\_Stwarka@flsp.uscourts.gov.

Respectfully submitted,

**BLACK SREBNICK**

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